IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS TYLER DIVISION

ERIC CARSON WYNN, #938929 §

VS. § CIVIL ACTION NO. 6:05cv241

GREGG COUNTY TEXAS §

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred the above-entitled and numbered civil action to United States

Magistrate Judge Harry W. McKee. The Magistrate Judge presented for consideration the

Magistrate Judge's Report, containing proposed findings of fact and recommendations for

disposition of this case. No objections were filed.

This Court finds that the Magistrate Judge's findings and conclusions are correct, and adopts them as the Court's findings and conclusions. The Court therefore

ORDERS, **ADJUDGES**, and **DECREES** that this action is **DISMISSED** without prejudice; and

ORDERS that all motions not previously ruled on are denied.

SIGNED this 18th day of January, 2006.

WILLIAM M. STEGER

UNITED STATES DISTRICT JUDGE